

Revision: HCFA-PM-91-4 (BPD)
AUGUST 1991

State: OREGON

Transmittal #91-25

ATTACHMENT 2.6-A

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OMB No.: 0938-

Citation	Condition or Requirement
<u>X</u>	For optional State supplement recipients in section 1902(f) States and SSI criteria States without section 1616 or 1634 agreements--
<u>X</u>	SSI methods only.
—	SSI methods and/or any more liberal methods than SSI described in <u>Supplement 8a to ATTACHMENT 2.6-A</u> .
—	Methods more restrictive and/or more liberal than SSI, except for aged and disabled individuals described in section 1902(m)(1) of the Act. More restrictive methods are described in <u>Supplement 4 to ATTACHMENT 2.6-A</u> and more liberal methods are specified in <u>Supplement 8a to ATTACHMENT 2.6-A</u> .

In determining relative financial responsibility, the agency considers only the income of spouses living in the same household as available to spouses and the income of parents as available to children living with parents until the children become 21.

TN No. 91-25
Supersedes
TN No. 89-21

Approval Date 1/23/92

Effective Date 11/1/91

HCFA ID: 7985E

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: OREGON

ELIGIBILITY CONDITIONS AND REQUIREMENTS

Citation(s)	Condition or Requirement
1902(1)(3)(E) and 1902(r)(2) of the Act	<p>e. <u>Poverty level pregnant women, infants, and children.</u> For pregnant women and infants or children covered under the provisions of sections 1902(a)(10)(A)(i)(IV), (VI), and (VII), and 1902(a)(10)(A)(ii)(IX) of the Act--</p> <p>(1) The following methods are used in determining countable income:</p> <p><u>X</u> The methods of the State's approved AFDC plan.</p> <p>— The methods of the approved title IV-E plan.</p> <p>— The methods of the approved AFDC State plan and/or any more liberal methods described in <u>Supplement 8a to ATTACHMENT 2.6-A.</u></p> <p>— The methods of the approved title IV-E plan and/or any more liberal methods described in <u>Supplement 8a to ATTACHMENT 2.6-A.</u></p>

TN No. 92-5
Supersedes
TN No. 91-25

Approval Date 5-14-92 Effective Date 1-1-92

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: OREGON

ELIGIBILITY CONDITIONS AND REQUIREMENTS

Citation(s)	Condition or Requirement
	(2) In determining relative financial responsibility, the agency considers only the income of spouses living in the same household as available to spouses and the income of parents as available to children living with parents until the children become 21.
1902(e)(6) of the Act	(3) The agency continues to treat women eligible under the provisions of sections 1902(a)(10) of the Act as eligible, without regard to any changes in income of the family of which she is a member, for the 60-day period after her pregnancy ends and any remaining days in the month in which the 60th day falls.
1905(p)(1), 1902(m)(4), and 1902(r)(2) of the Act	f. <u>Qualified Medicare beneficiaries.</u> In determining countable income for qualified Medicare beneficiaries covered under section 1902(a)(10)(E)(i) of the Act, the following methods are used: <input checked="" type="checkbox"/> The methods of the SSI program only. <input type="checkbox"/> SSI methods and/or any more liberal methods than SSI described in <u>Supplement 8a to ATTACHMENT 2.6-A.</u> <input checked="" type="checkbox"/> For institutional couples, the methods specified under section 1611(e)(5) of the Act.

Revision: HCFA-PM-93-2 (MB)
MARCH 1993

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State: OREGON

Citation

Condition or Requirement

If an individual receives a title II benefit, any amounts attributable to the most recent increase in the monthly insurance benefit as a result of a title II COLA is not counted as income during a "transition period" beginning with January, when the title II benefit for December is received, and ending with the last day of the month following the month of publication of the revised annual Federal poverty level.

For individuals with title II income, the revised poverty levels are not effective until the first day of the month following the end of the transition period.

For individuals not receiving title II income, the revised poverty levels are effective no later than the date of publication.

1905(s) of the Act

- g. (1) Qualified disabled and working individuals.

In determining countable income for qualified disabled and working individuals covered under 1902(a)(10)(E)(ii) of the Act, the methods of the SSI program are used.

1905(p) of the Act

- (2) Specified low-income Medicare beneficiaries.

In determining countable income for specified low-income Medicare beneficiaries covered under 1902(a)(10)(E)(iii) of the Act, the same method as in f. is used.

TN No. 93-5
Supersedes 92-5 Approval Date 7/2/93 Effective Date 4/1/93
TN No. 92-5

Revision: HCFA-PM-91-8 (MB)
October 1991

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State/Territory: OREGON

Citation	Condition or Requirement
1902(u) of the Act	<p>(h) <u>COBRA Continuation Beneficiaries</u></p> <p>In determining countable income for COBRA continuation beneficiaries, the following disregards are applied:</p> <p>_____ The disregards of the SSI program;</p> <p>_____ The agency uses methodologies for treatment of income more restrictive than the SSI program. These more restrictive methodologies are described in Supplement 4 to Attachment 2.6-A.</p> <p>NOTE: For COBRA continuation beneficiaries specified at 1902(u)(4), costs incurred from medical care or for any other type of remedial care shall not be taken into account in determining income, except as provided in section 1612(b)(4)(B)(ii).</p>

TN No. 92-3
Supersedes

Approval Date 4/8/92

Effective Date 1/1/92

TN No. —

HCFA ID: 7985E

State/Territory: Oregon

Citation

Groups Covered

1902(a)(10)(A)
(ii)(XIII) of the Act

(i) Working Disabled Who Buy Into Medicaid

In determining countable income and resources for Working Disabled individuals who buy into Medicaid, the following methodologies are applied:

- ☐ The methodologies of the SSI program.
- ☐ The agency uses methodologies for the treatment of income and resources more restrictive than the SSI Program. These more restrictive methodologies are described in Supplement 4 to attachment 2.6-A.
- ☒ The agency uses more liberal income and/or resource methodologies than the SSI Program. More liberal income methodologies are described in Supplement 8a to attachment 2.6-A. More liberal resource methodologies are described in Supplement 8b to attachment 2.6-A.
- ☒ The agency requires individuals to pay premiums or other cost sharing charges. The premium or other cost sharing charges, and how they are applied, are described in attachment 2.6-A, page 12d.

TN # <u>98-11</u>	DATE APPROVED <u>9/24/98</u>
SUPERSEDES	EFFECTIVE DATE <u>9/21/98</u>
TN # <u>0</u>	DATE TO C.O. <u>9/21/98</u>
COMMENTS <u>Effective date: 9/1/98</u>	

State/Territory: Oregon

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT
State: OregonESTABLISHMENT AND APPLICATION OF A PREMIUM
OR OTHER COST SHARING CHARGES☐ Section 1902(f) State ☒ Non-Section 1902(f) State

1. The following premium or cost sharing procedures shall be utilized:

- (a) Any Working Disabled individual who receives Medicaid benefits shall be subject to cost sharing.

The amount of the individual's cost share shall be based on a progressive rate dependent on adjusted income in excess of 200% of the Federal Poverty Level. The minimum rate shall be 2% and the maximum rate shall be 10%.

- (b) Any unearned income in excess of the amount exempted under supplement 8a to attachment 2.6-A, page 2 shall be given to the state as cost-sharing.

TN • <u>98-11</u>	DATE APPROVED <u>9/24/98</u>
SUPERSEDES	EFFECTIVE DATE <u>9/1/98</u>
TN • <u>8</u>	DATE TO GO <u>9/1/98</u>
COMMENTS	

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Citation	Condition or Requirement
1902(k) of the Act	<p>2. Medicaid Qualifying Trusts</p> <p>In the case of a Medicaid qualifying trust described in section 1902(k)(2) of the Act, the amount from the trust that is deemed available to the individual who established the trust (or whose spouse established the trust) is the maximum amount that the trustee(s) is permitted under the trust to distribute to the individual. This amount is deemed available to the individual, whether or not the distribution is actually made. This provision does not apply to any trust or initial trust decree established before April 7, 1986, solely for the benefit of a mentally retarded individual who resides in an intermediate care facility for the mentally retarded.</p> <p><input type="checkbox"/> The agency does not count the funds in a trust as described above in any instance where the State determines that it would work an undue hardship. <u>Supplement 10 of ATTACHMENT 2.6-A</u> specifies what constitutes an undue hardship.</p>
1902(a)(10) of the Act	<p>3. Medically needy income levels (MNILs) are based on family size.</p> <p><u>Supplement 1 to ATTACHMENT 2.6-A</u> specifies the MNILs for all covered medically needy groups. If the agency chooses more restrictive levels under section 1902(f) of the Act, <u>Supplement 1</u> so indicates.</p>

TN No. 91-25
Supersedes
TN No. 89-7

Approval Date 1/23/92

Effective Date 11/1/91

HCFA ID: 7985E

Revision: HCFA-PM-91-4 (BPD)
AUGUST 1991

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Citation	Condition or Requirement
42 CFR 435.732, 435.831	4. Handling of Excess Income - Spend-down for the Medically Needy in All States and the Categorically Needy in 1902(f) States Only a. <u>Medically Needy</u> (1) Income in excess of the MNIL is considered as available for payment of medical care and services. The Medicaid agency measures available income for periods of either <u>1</u> or <u>month(s)</u> (not to exceed 6 months) to determine the amount of excess countable income applicable to the cost of medical care and services. (2) If countable income exceeds the MNIL standard, the agency deducts the following incurred expenses in the following order: (a) Health insurance premiums, deductibles and coinsurance charges. (b) Expenses for necessary medical and remedial care not included in the plan. (c) Expenses for necessary medical and remedial care included in the plan. — Reasonable limits on amounts of expenses deducted from income under a.(2)(a) and (b) above are listed below.

1902(a)(17) of the
Act

Incurred expenses that are subject to payment by a third party are not deducted unless the expenses are subject to payment by a third party that is a publicly funded program (other than Medicaid) of a State or local government.

TN No. 91-25
Supersedes
TN No. 89-3

Approval Date 1/23/92

Effective Date 11/1/91

HCFA ID: 7985E

Revision: HCFA-PM-91-8 (MB)
October 1991

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OMB No.

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Citation	Condition or Requirement
1903(f)(2) of the Act	a. <u>Medically Needy (Continued)</u> — (3) If countable income exceeds the MNIL standard, the agency deducts spenddown payments made to the State by the individual.

TN No. 92-3
Supersedes
TN No. —

Approval Date 4/8/92

Effective Date 1/1/92

HCFA ID: 7985E/